IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 5TH JUNE 2007 / 15TH JYAISHTA 1929

WA.No. 1281 of 2007()

AGAINST THE JUDGEMENT IN WPC.16649/2007 Dated 31/05/2007
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APPELLANT/PETITIONER:

DR.DEEPIKA NAYAK.K, 'SHANTHI NIVAS'
KARANDEKAD, KASARAGOD-671121.

BY ADV. SRI.T.SETHUMADHAVAN
SRI.PUSHPARAJAN KODOTH
SRI.K.JAYESH MOHANKUMAR

RESPONDENTS/RESPONDENTS:
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1. THE COMMISSIONER FOR ENTRANCE EXAMINATION, THIRUVANANTHAPURAM.

2. THE DIRECTOR OF MEDICAL EDUCATION, THIRUVANANTHAPURAM.

3. THE STATE OF KERALA, REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

4. DR.JISHA ISMAIL, RANK NO.123, ROLL NO.50360 NOW ALLOTTED TO THE PG COURSE IN OBSTETRICS & GYNECOLOGY AT MEDICAL COLLEGE, TRICHUR (RESIDENCE ADDRESS NOT KNOWN).

R1 TO R3 BY SR.GOVERNMENT PLEADER SMT.MEERA

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 05/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN, J.

W.A.No.1281 of 2007

Dated, this the 5th day of June, 2007

JUDGMENT

H.L.Dattu, C.J.

This appeal is filed against the orders passed by the learned Single Judge in W.P.(C) No.16649 of 2007 dated 31st May, 2007.

2. In the writ petition, the petitioner had sought for a direction to the first respondent to admit him for post-graduate course.

3. The writ petition was posted before the Court on 31st May, 2007. The learned Single Judge taking into consideration the orders and directions issued by the apex Court has come to the conclusion that even to grant the prayer sought for by the petitioner, the respondents require to be notified and without service of notice to the respondents no order can be passed in the writ petition filed by the petitioner. The learned Single Judge has further proceeded to observe that the Supreme Court in number of cases has stated that admissions to post-graduate courses should be complete on or before 31st of May and for no reason an admission could be made after that date. Keeping all these aspects in his view, the learned Single Judge, in our opinion, has rightly rejected the writ petition filed by the petitioner on 31st May, 2007. We do not see any error in the order passed by the learned Single Judge. Therefore, interference with the said order is not called for. Accordingly, the writ appeal stands rejected.

I.A.Nos.461 and 466 of 2007 also stand dismissed.

(**H.L.DATTU)**
CHIEF JUSTICE

(K.T.SANKARAN)
JUDGE

vns